



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Serial No.: 10/520,257
Inventor(s): Matthew E. Moore
Title: FUEL INJECTION SYSTEM
Filed: 15 AUGUST 2005
Confirmation No.: 2960
Art Unit: 3747
Examiner: C. S. Miller
Attorney Docket: DP-308433

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on:

08 May 2008

Date

Kandace Brown

Kandace Brown

PETITION TO REVIVE APPLICATION UNDER 37 CFR 1.137(b)

Mail Stop Petition
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby petitions under the provisions of 37 F.C.R. § 1.137(b) that the instant application be revived on the grounds of unintentional delay.

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REMARKS

In support of this petition, applicant encloses herewith the fee set forth in 37 C.F.R. § 1.17(m) and the required reply to the outstanding Notice of Allowability mailed on March 31, 2008.

Applicant further submits that the entire delay in filing the required reply to the outstanding Notice of Allowability mailed on March 31, 2008 from the due date for the reply to the filing of the present petition was unintentional.

If for any reason the Examiner feels that consultation with applicant's attorney would be helpful in the advancement of the prosecution of this application, the Examiner is invited to call the telephone number below.

If there are any charges due with respect to the accompanying Response, the instant petition, or otherwise, please charge them to Deposit Account No. 50-0831.

Respectfully submitted,



David P. Wood – 45,932
Delphi Technologies, Inc.
248-813-1202



UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 09 2008

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NO.	RECEIVED DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/520,257	08/15/2005	Matthew E. Moore	DP-308433	2960

7590 04/24/2008
DELPHI TECHNOLOGIES, INC.
M/C 480-410-202
PO BOX 5052
TROY, MI 48007

DWight
24 MAY D8

EXAMINER	
MILLER, CARL STUART	
ART UNIT	PAPER NUMBER
3747	

MAIL DATE	DELIVERY MODE
04/24/2008	PAPER

Notice of Abandonment

This application is abandoned in view of:

1. The applicant's failure to timely file a proper reply to the Office letter mailed on _____.
 (a) A reply was received on _____ (with a Certificate of Mailing or Transmission date _____), which is after the expiration of the period for reply (including a total extension of ____ month(s)) which expired on _____.
 (b) A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of:
 (1) a timely filed amendment which places the application in condition for allowance;
 (2) a timely filed Notice of Appeal (with appeal fee);
 (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 (c) A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box e below).
 (d) No reply has been received.
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 (a) The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission date _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 (b) The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
 The issue fee required by 37 CFR 1.18 is \$_____.
 The publication fee, if required by 37 CFR 1.18(d), is \$_____.
3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 (a) Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Trasmission dated _____), which is after the expiration of the period for reply.
 (b) No corrected drawing have been received.
4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. The reason(s) below:

Petitions to revive under 37 CFR 1.137(a) or (b), or request to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

Telephone inquiries should be directed to the Office of Data Management at (571) 272-4200.

Patent Publication Branch
Office of Data Management

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APR 28 2009
Legal Staff